UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

LAWRENCE F. GLASER, on Behalf of Himself and All Others Similarly Situated,

Plaintiff,

VS.

THE9, LTD., et al.,

Defendants.

J. DAVID O'DEA, Individually and on Behalf of All Others Similarly Situated,

Plaintiff,

VS.

THE9, LTD., et al.,

Defendants.

Civil Action No. 1:09-cv-08904-RJH

CLASS ACTION

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 4/29/10

Civil Action No. 1:09-cv-09166-RJH

CLASS ACTION

NOTICE OF MOTION FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF AND APPROVAL OF SELECTION OF LEAD COUNSEL

PLEASE TAKE NOTICE that Class member Lawrence F. Glaser, by his counsel, will hereby move this Court, on a date and at such time as may be designated by the Court, for an Order (attached hereto as Exhibit A): (i) consolidating the Actions; (ii) appointing Lawrence F. Glaser as Lead Plaintiff; (iii) approving Lawrence F. Glaser's selection of the law firm of Coughlin Stoia Geller Rudman & Robbins LLP to serve as Lead Counsel; and (iv) granting such other and further relief as the Court may deem just and proper. In support of this Motion, Lawrence F. Glaser submits herewith a Memorandum of Law and Declaration of David A. Rosenfeld, dated December 21, 2009.

DATED: December 21, 2009

COUGHLIN STOIA GELLER RUDMAN & ROBBINS LLP SAMUEL H. RUDMAN DAVID A. ROSENFELD JOSEPH RUSSELLO MARIO ALBA JR.

In light of the Court's Order of 2/2/2010 [20], 58 South Service Road, Suite 200 the Clark is directed to close this notion [12] and the motion filed by then Kvang [16].

/s/ David A. Rosenfeld DAVID A. ROSENFELD

Melville, NY 11747 Telephone: 631/367-7100 631/367-1173 (fax)

[Proposed] Lead Counsel for Plaintiffs

WALDEN LAW FIRM, PLLC RICHARD E. WALDEN 8201 Cantrell, Suite 315 Little Rock, AR 72227 Telephone: 501/907-7000 888/220-7933 (fax)

Additional Counsel for Plaintiffs

SO ORDERED

RICHARD J. HONWELL UNITED STATES DISTRICT JUDGE 4/28/131-